

REMARKS

This is a full and timely response to the outstanding non-final Office Action mailed November 18, 2005. The Applicants traverse the rejections to claims 33-47. Claims 79 and 80 have been added by amendment. Reconsideration and allowance of the subject application and presently pending claims 33-47 and 79-80 is respectfully requested.

I. Response to Claim Rejections based on Anticipation

In the Office Action, claims 33-47 are preliminarily rejected under 35 USC§102(e) as being anticipated by U.S. Patent No. 6,917,288 to Kimmel (hereinafter "Kimmel"). For a proper rejection of a claim under 35 USC§102(b), the cited reference must disclose all elements/features/steps of the claim. See, e.g., *E.I. du Pont de Nemours & Co. v. Phillips Petroleum Co.*, 849 F.2d 1430, 7 USPQ2d 1129 (Fed. Cir. 1988).

A. Claim 33

Claim 33 is presently written as:

A Graphical User Interface (GUI) for a monitoring system comprising:
 a map associated with a monitored area;
 one or more monitoring sensor icons located on the map in a location associated with a monitoring sensor in the monitored area;
 at least one monitoring tag icon located on the map in a location associated with at least one monitoring tag in the monitored area, wherein the monitoring tags are mobile with respect to the monitored area; and
 one or more event icons located on the map in a location associated with a monitored event in the monitored area.

HAYES SOLOWAY P.C.
 130 W. CUSHING ST.
 TUCSON, AZ 85701
 TEL. 520.882.7623
 FAX. 520.882.7643

175 CANAL STREET
 MANCHESTER, NH 03101
 TEL. 603.668.1400
 FAX. 603.668.8567

(Emphasis added).

In the Office Action, claim 33 is preliminarily rejected under 35 USC 102(b) as being anticipated by Kimmel. Kimmel teaches a tag for monitoring the presence of individuals, and, more specifically, for monitoring patients in a hospital.

Kimmel fails to teach or disclose every element of claim 33. Specifically, Kimmel fails to teach or disclose a GUI showing monitoring tag icons. For security reasons, such as in hospitals, it is useful to be able to visually identify the location of individuals, such as patients, or objects from one or more monitoring stations. Kimmel discloses mapping the location and status of stationary sensors, such as heat/smoke sensors or intrusion detectors. Kimmel does not teach or disclose showing a location of mobile tags on a monitoring system.

As Kimmel fails to teach or disclose anything resembling showing a location of mobile tags on a monitoring system, the Applicants respectfully request the preliminary rejection of claim 33 be withdrawn.

B. Claims 34-47

The Applicants respectfully submit that since claims 34-47 depend on independent claim 33, claims 34-47 contain all limitations of independent claim 33. Since independent claim 33 should be allowed, as argued above, pending dependent claims 34-47 should be allowed as a matter of law for at least this reason. In re Fine, 5 U.S.P.Q. 2d 1596, 1608 (Fed. Cir. 1988).

HAYES SOLOWAY P.C.
130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

II. Claims 79 and 80

The Applicants have added claims 79 and 80. The subject matter of claims 79 and 80 are disclosed on pages 27 and 28 of the patent application. The Applicants respectfully submit that since claims 79 and 80 depend on independent claim 33, claims 79 and 80 contain all limitations of independent claim 33. Since independent claim 33 should be allowed, as argued above, pending dependent claims 79 and 80 should be allowed as a matter of law for at least this reason. In re Fine, 5 U.S.P.Q. 2d 1596, 1608 (Fed. Cir. 1988).

HAYES SOLOWAY P.C.

130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicants respectfully submit that all objections and rejections have been traversed, rendered moot and/or accommodated, and that presently pending claims 33-47 and 79-80 are in condition for allowance. Favorable reconsideration and allowance of the present application and the presently pending claims are hereby courteously requested. If in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (603) 668-1400.

Respectfully submitted,

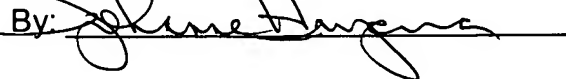


Todd A. Sullivan
Attorney for Applicants
Reg. No. 47,117

Customer No. 26,812

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on, January 25, 2006 at Manchester, New Hampshire.

By: 

HAYES SOLOWAY P.C.
130 W. CUSHING ST.
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567